

	MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES CHILD AND ADULT CARE FOOD PROGRAM	ISSUED	REVISED	CHAPTER	SECTION
	CHILD CARE CENTERS POLICY & PROCEDURE MANUAL	4/27/10	6/15	12	12.6
CHAPTER Chapter 12. Complaint and Appeal Procedures		SUBJECT Payments During the Administrative Review Process			

During the period of the administrative review, the Missouri Department of Health and Senior Services (MDHSS) is prohibited from taking action to collect or offset an overpayment. However, MDHSS must assess interest, beginning with the initial demand for remittance of the overpayment and continuing through the period of administrative review, unless the administrative review official overturns MDHSS's action.

During the administrative review, MDHSS must continue its efforts to recover advances in excess of the claim for the reimbursement for the applicable period. The recovery can be through a demand for full payment or an adjustment of subsequent payments.

Unless participation has been suspended, MDHSS must continue to pay any valid unpaid claims for reimbursement for eligible meals served and allowable administrative expenses incurred until the time for requesting an administrative review has expired or when the determination is made by the administrative review official.

MDHSS is prohibited from paying any claims for reimbursement from a new institution for eligible meals served or allowable administrative expenses incurred until the department has approved its application and the institution and MDHSS have signed a Program agreement.

If the renewing institution's agreement expires before the end of the time allotted for corrective action, and/or the conclusion of any administrative review requested by the renewing institution: (1) The MDHSS must temporarily extend its current agreement with the renewing institution and continue to pay any valid unpaid claims for reimbursement for eligible meals served and allowable administrative expenses incurred; and (2) The actions set forth in the previous point (1) must be taken either until the serious deficiency(ies) is corrected or until the institution's agreement is terminated, including the period of any administrative review;

Unless participation has been suspended, MDHSS must continue to pay any valid unpaid claims for reimbursement for eligible meals served and allowable administrative expenses incurred until the serious deficiency(ies) is corrected or the institution's agreement is terminated, including the period of any administrative review.

MDHSS is prohibited from paying any claims for reimbursement submitted by a suspended institution. However, if the suspended institution prevails in the administrative review of the proposed termination, the MDHSS must pay any claims for reimbursement for eligible meals served and allowable administrative costs incurred during the suspension period. However, if the institution suspended for the submission of false or fraudulent claims is a sponsoring organization, MDHSS must ensure that sponsored facilities continue to receive reimbursement for eligible meals served during the suspension period. If the suspended institution prevails in the administrative review of the proposed termination, MDHSS must pay any valid unpaid claims for reimbursement for eligible meals served and allowable administrative costs incurred during the suspension period.

Reference: 7 CFR 226.6(c)(1)(iii)(D);  
7 CFR 226.6(c)(2)(iii)(D);  
7 CFR 226.6(c)(3)(iii)(D);  
7 CFR 226.6(c)(5)(i);  
7 CFR 226.6(c)(5)(ii)

CACFP Policy Termination of Program Payment Procedures, October 17, 2000